

**JOINT
PUBLIC NOTICE**

**CHARLESTON DISTRICT, CORPS OF ENGINEERS
69A Hagood Avenue
Charleston, South Carolina 29403-5107
and**

**THE S.C. DEPARTMENT OF HEALTH AND ENVIRONMENTAL CONTROL
Office of Ocean and Coastal Resource Management
1362 McMillan Avenue, Suite 400
Charleston, South Carolina 29405**

REGULATORY DIVISION

Refer to: P/N # 2005-1E-434-P

6 January 2006

Pursuant to Section 10 of the Rivers and Harbors Act of 1899 (33 U.S.C. 403), and the South Carolina Coastal Zone Management Act (48-39-10 et seq.) an application has been submitted to the Department of the Army and the South Carolina Department of Health and Environmental Control by

**Key Cole
c/o John Wade
P.O. Box 686
Isle of Palms, SC 29451**

for a permit to reconfigure and expand existing pier structure in the

ATLANTIC INTRACOASTAL WATERWAY (AIWW)

at 815 Conquest Avenue (Lot #4), Sullivan's Island, Charleston County, South Carolina. (Latitude - 32.7860, Longitude - 79.8616)

In order to give all interested parties an opportunity to express their views

NOTICE

is hereby given that written statements regarding the proposed work will be received by both of the above mentioned offices until

12 O'CLOCK NOON, MONDAY, 6 FEBRUARY 2006

from those interested in the activity and whose interests may be affected by the proposed work.

The proposed work consists of reconfiguring and expanding existing pier structure. The applicant proposes to construct a new 12.5' X 12.5' boatlift, which will be attached to the existing floating dock, expand the existing 10' X 10' pier head to 15' X 15', and construct a open sided roof over the 15' X 15' pier head. The pier head will be expanded landward, reducing the length of the walkway from 69' to 64' to accommodate the larger pier head. The new proposed structures will not extend further into the channel than what is existing. All structures will remain 60.5 feet from the edge of the AIWW. The existing pier was previously permitted under permit 83-3E-311.

NOTE: Plans depicting the work described in this notice are available and will be provided, upon receipt of a written request, to anyone that is interested in obtaining a copy of the plans for the specific project. The request must identify the project of interest by public notice number and a self-addressed stamped envelope must also be provided for mailing the drawings to you. Your request for drawings should be addressed to the

**U.S. Army Corps of Engineers
ATTN: REGULATORY DIVISION
69A Hagood Avenue
Charleston, South Carolina 29403-5107**

The work shown on this application must also be certified as consistent with applicable provisions of the Coastal Zone Management Program (15 CFR 930). The District Engineer will not process this application to a conclusion until such certification is received. The applicant is hereby advised that supplemental information may be required by the State to facilitate the review. Persons wishing to comment or object to State certification must submit all comments in writing to the South Carolina Department of Health and Environmental Control at the above address within thirty (30) days of the date of this notice.

This initiates the Essential Fish Habitat (EFH) consultation requirements of the Magnuson-Stevens Fishery Conservation and

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Management Act. Implementation of the proposed project would impact estuarine substrates and emergent wetlands utilized by various life stages of species comprising the red drum, shrimp, and snapper-grouper management complexes. Our initial determination is that the proposed action would not have a substantial individual or cumulative adverse impact on EFH or fisheries managed by the South Atlantic Fishery Management Council and the National Marine Fisheries Service (NMFS). Our final determination relative to project impacts and the need for mitigation measures is subject to review by and coordination with the NMFS.

The District Engineer has consulted the most recently available information and has determined that the project will have no effect on any Federally endangered, threatened, or proposed species and will not result in the destruction or adverse modification of designated or proposed critical habitat. This public notice serves as a request to the U.S. Fish and Wildlife Service and the National Marine Fisheries Service for any additional information they may have on whether any listed or proposed endangered or threatened species or designated or proposed critical habitat may be present in the area which would be affected by the activity, pursuant to Section 7(c) of the Endangered Species Act of 1973 (as amended).

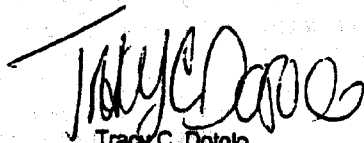
The District Engineer has consulted the latest published version of the National Register of Historic Places for the presence or absence of registered properties, or properties listed as being eligible for inclusion therein, and this worksite is not included as a registered property or property listed as being eligible for inclusion in the Register. Consultation of the National Register constitutes the extent of cultural resource investigations by the District Engineer, and he is otherwise unaware of the presence of such resources. Presently unknown archaeological, scientific, prehistorical, or historical data may be lost or destroyed by the work to be accomplished under the requested permit.

Any person may request, in writing, within the comment period specified in this notice, that a public hearing be held to consider this application. Requests for a public hearing shall state, with particularity, the reasons for holding a public hearing.

The decision whether to issue a permit will be based on an evaluation of the probable impact including cumulative impacts of the activity on the public interest. That decision will reflect the national concern for both protection and utilization of important resources. The benefit which reasonably may be expected to accrue from the project must be balanced against its reasonably foreseeable detriments. All factors which may be relevant to the project will be considered including the cumulative effects thereof; among those are conservation, economics, aesthetics, general environmental concerns, wetlands, historic properties, fish and wildlife values, flood hazards, flood plain values, land use, navigation, shoreline erosion and accretion, recreation, water supply and conservation, water quality, energy needs, safety, food and fiber production and, in general, the needs and welfare of the people. A permit will be granted unless the District Engineer determines that it would be contrary to the public interest. In cases of conflicting property rights, the Corps of Engineers cannot undertake to adjudicate rival claims.

The Corps of Engineers is soliciting comments from the public; Federal, state, and local agencies and officials; Indian Tribes; and other interested parties in order to consider and evaluate the impacts of this activity. Any comments received will be considered by the Corps of Engineers to determine whether to issue, modify, condition or deny a permit for this project. To make this decision, comments are used to assess impacts on endangered species, historic properties, water quality, general environmental effects, and the other public interest factors listed above. Comments are used in the preparation of an Environmental Assessment and/or an Environmental Impact Statement pursuant to the National Environmental Policy Act. Comments are also used to determine the need for a public hearing and to determine the overall public interest of the activity.

If there are any questions concerning this public notice, please contact me at 843-329-8044 or toll free at 1-866-329-8187.



Tracy C. Dotolo
Regulatory Division
U.S. Army Corps of Engineers

Tess Rodgers
Project Manager
SCDHEC-OCRM

PORT SUMNER
NATIONAL MONUMENT

CHARLESTON
HARBOR

30' 195 12 350 000 FEET (JAMES ISLAND) 198 5049 III NE 199 50' 1910

mapped, edited, and published by the Geological Survey

ontrol by USGS, USCGS, USCE, and South Carolina Geodetic Survey

ulture and drainage from controlled aerial photo mosaic

erial photographs taken 1957

ography by planeable surveys 1958-1959

hydrography compiled from USCGS charts 470, 491, and

37 (1958), and 1239 (1957)

ylonic projection. 1927 North American datum

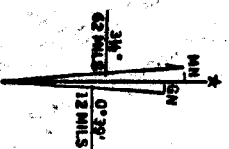
1,000-foot grid based on South Carolina coordinate system,

100-meter Universal Transverse Mercator grid ticks,

one 1,7, shown in blue

There may be private inholdings within the boundaries of

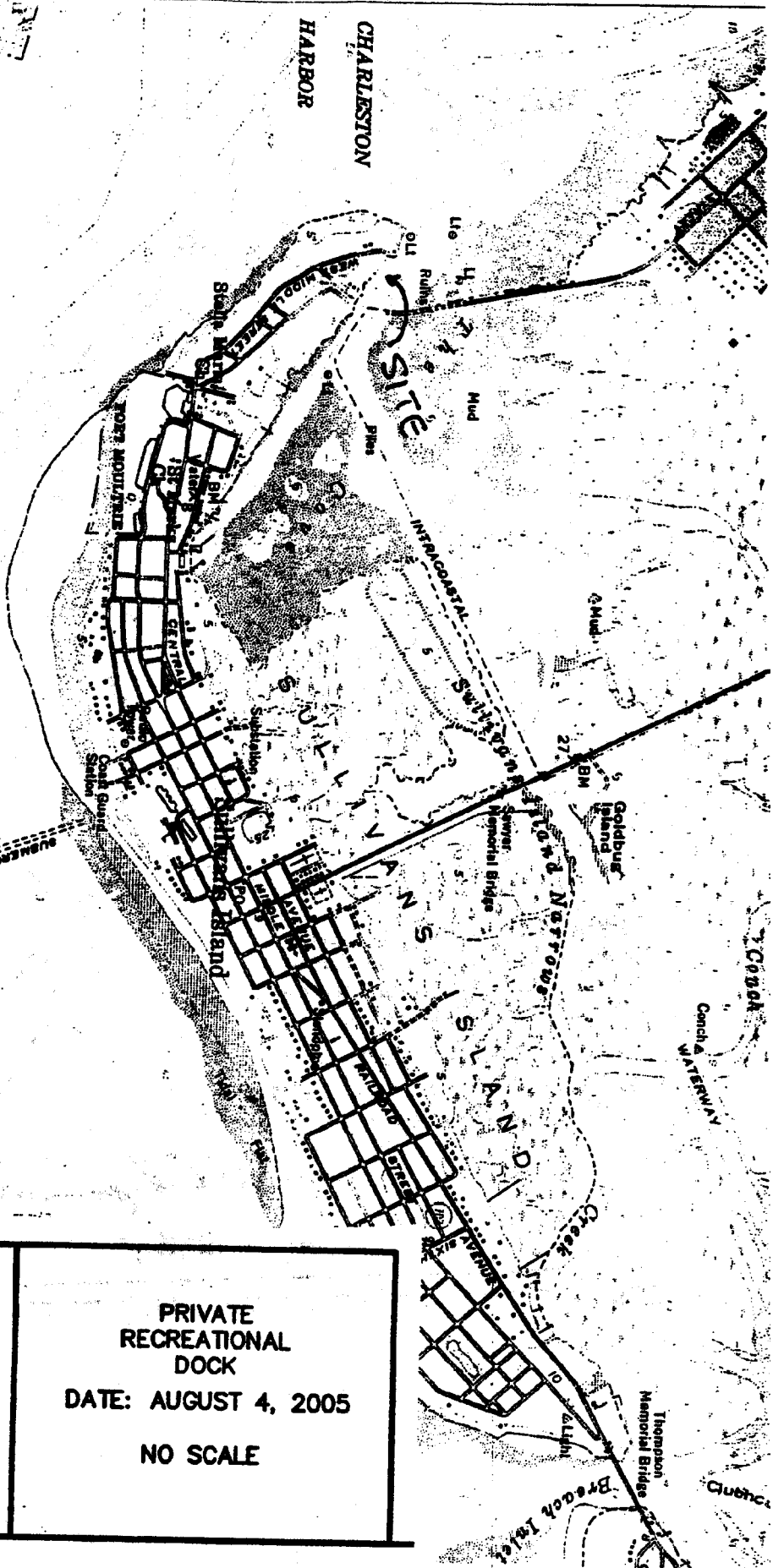
UTM GRID AND 1979 MAGNETIC NORTH
DECLINATION AT CENTER OF SHEET



APPLICANT: KAY COLE
1515 CONQUEST AVENUE
SULLIVANS ISLAND
CHARLESTON COUNTY
TMS#523-06-00-028
INTRACOASTAL WATERWAY

PRIVATE
RECREATIONAL
DOCK
DATE: AUGUST 4, 2005
NO SCALE

FILE #256-05



Office of the Register of Deeds
 State of South Carolina
 2:15 p.m. 25 day of April 78
 copy filed in 11:00 a.m. 25 day of April 78
 ing No. 15... delivered
 to Spencer Agency

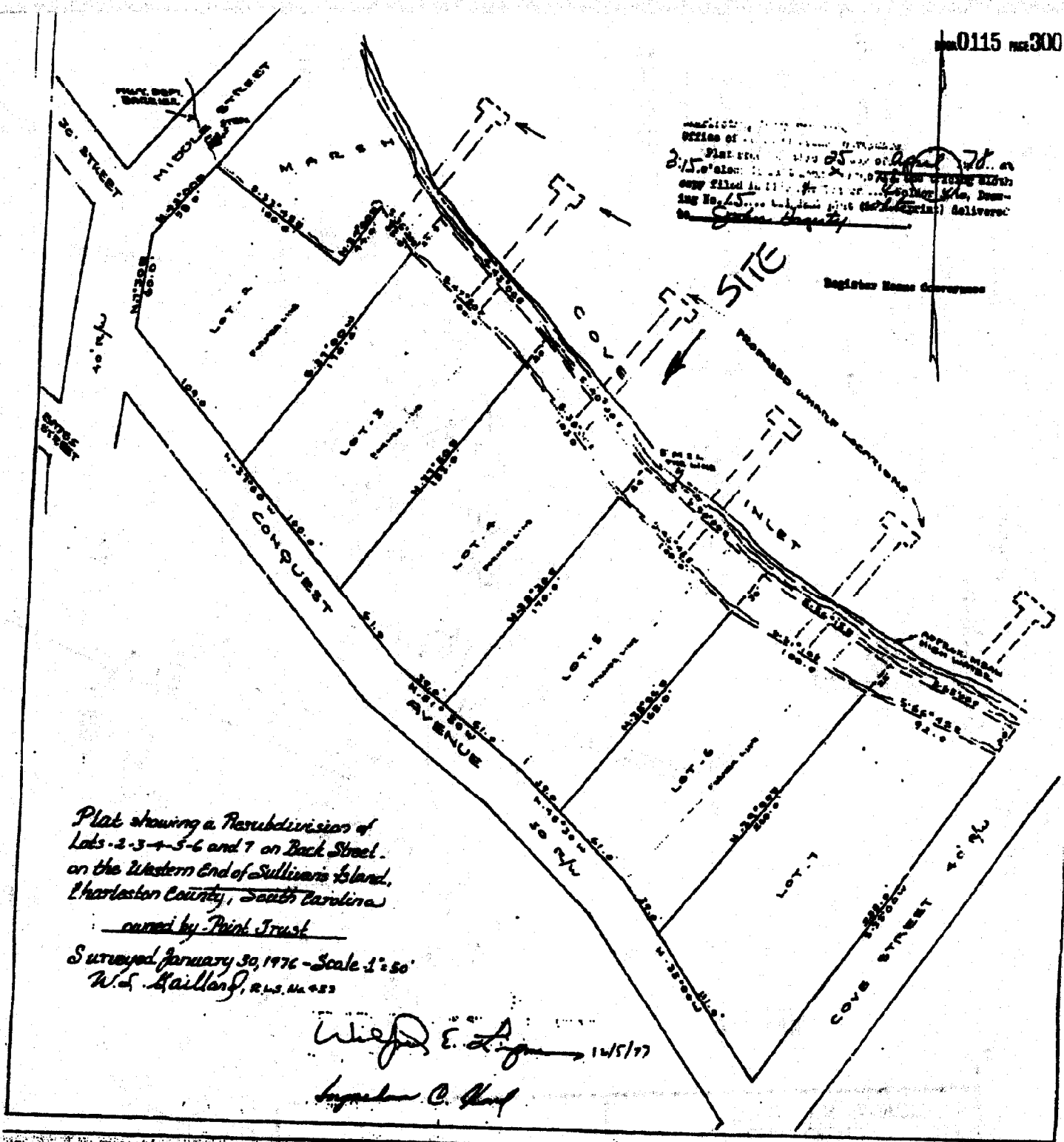
Register Home Ownership

SITE

Plat showing a Resubdivision of
 Lots 2-3-4-5-6 and 7 on Back Street
 on the Western End of Sullivan's Island
 Charleston County, South Carolina
owned by First Trust

Surveyed January 30, 1976 - Scale 1"=50'
 W. S. Hailand, R.L.S. No. 483

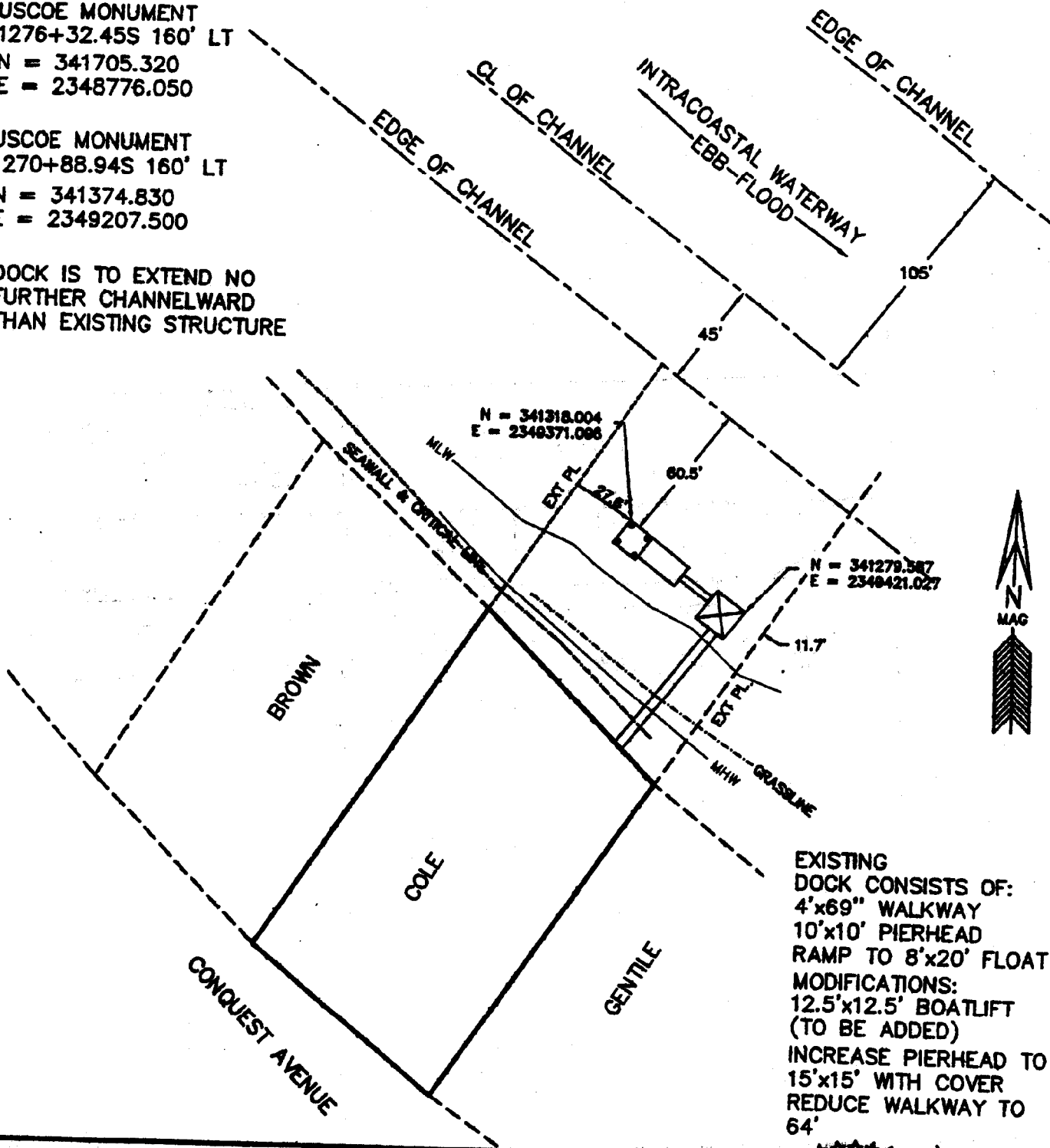
W. S. Hailand
 12/5/77
 Inspector C. Hail



USCOE MONUMENT
1276+32.45S 160' LT
N = 341705.320
E = 2348776.050

USCOE MONUMENT
1270+88.94S 160' LT
N = 341374.830
E = 2349207.500

DOCK IS TO EXTEND NO
FURTHER CHANNELWARD
THAN EXISTING STRUCTURE

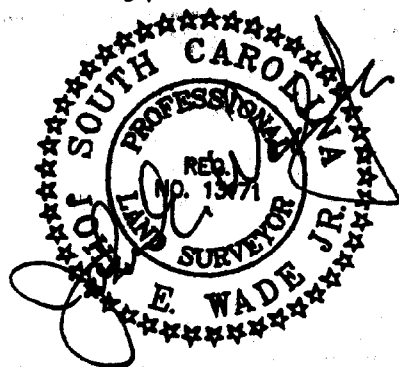
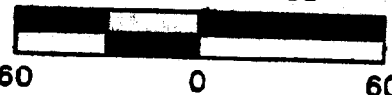


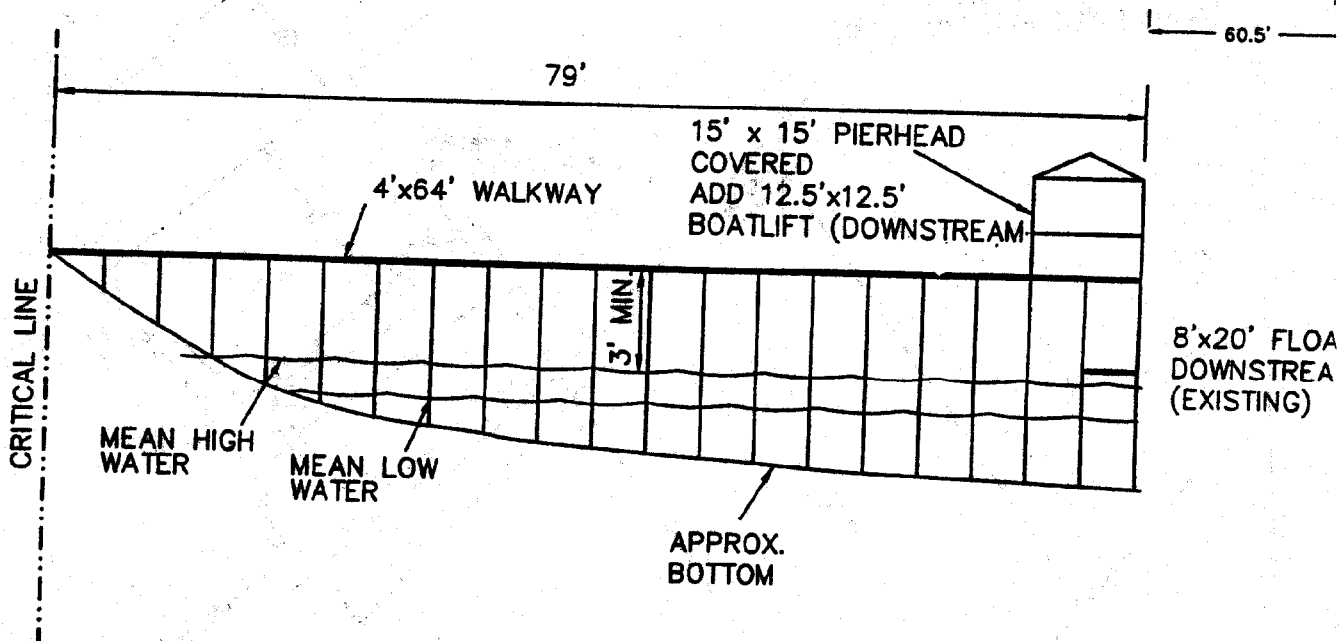
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SULLIVANS ISLAND
CHARLESTON COUNTY
TMS#523-06-00-028
INTRACOASTAL WATERWAY

FILE #256-05

PRIVATE
RECREATIONAL
DOCK

DATE: NOVEMBER 10, 2005
SCALE: 1" = 60'





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SULLIVANS ISLAND
CHARLESTON COUNTY
TMS#523-06-00-028
INTRACOASTAL WATERWAY

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DOCK
DATE: AUGUST 4, 2005
NO SCALE

